

CHUCK CLARKE
Director



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

3601 W. Washington • Yakima, Washington 98903-1164 • (509) 575-2800

July 17, 1992

McCoy Orchards
811 S 19th Avenue
Yakima WA 98902

Re: Emergency Drought Authorization - McCoy Orchards
(see Ground Water Application No. G4-31338)

In accordance with the provisions of RCW 43.83B.405, it was ordered and determined by the Director of the Department of Ecology on June 29, 1992, that the Yakima River basin is under drought conditions. The Yakima River basin is comprised of Water Resource Inventory Areas 37, 38, and 39, naturally drained by the Yakima River and its tributaries.

McCoy Orchards owns a portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 28 and the S $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 29, both within T. 12 N., R. 20 E.W.M., of which 53.8 acres are served irrigation water by the Roza Irrigation District.

In accordance with the guidance of Chapter 173-166 Washington Administrative Code (WAC) and the Drought Declaration Order, the Washington State Department of Ecology is issuing an Emergency Drought Authorization with the following limitations and conditions:

This EMERGENCY AUTHORIZATION will terminate on or before December 1, 1992, (the effective duration of the Order of Drought Declaration), unless sooner revoked by the Director of the Department of Ecology. This authorization shall in no manner imply or be construed to guarantee that a final (regular) permit will issue for the future use of the facility herein authorized. Ground Water Application No. G4-31338 was submitted to the Department of Ecology on July 8, 1992. A formal permit decision will be made at a future undetermined date.

Withdrawal/diversion of water under this authorization may be limited or otherwise regulated in favor of senior rights.

Yakima River water delivered by the Roza Irrigation District is normally available to serve 53.8 acres within the parcel described below.

There is less than 75% of normal water supply available for delivery to the McCoy Orchards property described above due to drought conditions in the Yakima River drainage basin. Mr. McCoy has requested in writing, authorization to construct an emergency well to supplement irrigation water normally delivered by the Roza Irrigation District.

The emergency source authorized is a well to be located approximately 1400 feet north and 350 feet east from the southwest corner of Section 28, T. 12 N., R. 20 E.W.M., being within the SW $\frac{1}{4}$ of Section 28.

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EMERGENCY AUTHORIZATION

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The following construction requirements must be satisfied before water use as described below can be started.

Installation and maintenance of an access port as described in Ground Water Bulletin No. 1 is required. An air line and gage may be installed in addition to the access port.

All water wells constructed within the state shall meet the minimum standards for construction and maintenance as provided under RCW 18.104 (Washington Water Well Construction Act of 1971) and Chapter 173-160 WAC (Minimum Standards for Construction and Maintenance of Water Wells).

The well is authorized to be constructed into the sedimentary deposits known as the Ellensburg Formation and shall be cased and effectively sealed a minimum of 20 feet below land surface.

Monthly power meter readings shall be submitted to the Central Regional Office of the Washington State Department of Ecology during the entire period when water is being withdrawn under this right.

This EMERGENCY AUTHORIZATION is specifically to make up for deficits in the primary water supply described above. The quantity of water is limited to 800 gpm/1.5 ac-ft/ac or 80.7 total acre-feet for irrigation of 53.8 acres located within the following described place of use:

That portion of the W $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 28 lying south and west of the Roza Irrigation District P5L Lateral; and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 29, T. 12 N., R. 20 E.W.M., Yakima County, known as Tax Parcel Nos. 201229-14001 and 201228-22003, respectively.

You have the right to obtain review of this order. Request for review must be made, within thirty (30) days of receipt of this order, to the Washington Pollution Control Hearings Board, PO Box 40903, Olympia, Washington 98504-0903. Concurrently, a copy of the request must be sent to the Department of Ecology, PO Box 47600, Olympia, Washington 98504-7600. These procedures are consistent with the provisions of Chapter 43.21B RCW and the rules and regulations adopted thereunder.

Sincerely,



Darlene M. Frye
Technical Unit Supervisor
Water Resources Program

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Enclosure(s): Ground Water Bulletin No. 1
 Receipt No. 183204